IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Lavian

Application No.: 09/747,296 Group Art Unit: 2419

Filed: 12/22/2000

Title: Dynamic Assignment of Traffic Classes to a

Priority Queue In a Packet Forwarding Device

Attorney Docket No.: 120-081

Examiner: Lee

Mail Stop Appeal Brief-Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NON-COMPLIANT APPEAL BRIEF

Dear Sir:

In response to the Notice of Non-Compliant Appeal Brief dated April 2, 2009, enclosed herewith is an amended appeal brief in compliant form.

Respectfully Submitted,

April 21, 2009 Date /Holmes W. Anderson/ Holmes W. Anderson, Req. No. 37,272 Attorncy/Agent for Applicant(s) Anderson Gorecki & Manaras LLP 33 Nagog Park Drive Acton, MA 01720-3451 (978) 264-4001

Docket No. 120-081 dd: 05/02/2009